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BEFORE THE
ILLINOIS COMMERCE COMMISSION

HART'S INC.)	
-vs-)	
CENTRAL ILLINOIS PUBLIC SERVICE)	DOCKET NO.
COMPANY d/b/a AmerenCIPS)	07-0523
)	
)	
Complaint as to billing/charges in)	
Waverly, Illinois.)	

Monday, November 27, 2007
Springfield, Illinois

Met, pursuant to notice, at 10:00 a.m.

BEFORE:

STEPHEN YODER, ALJ

APPEARANCES:

ROBERT HART BROWN
129 N. Pearl Street
Waverly, Illinois 62692

(Appearing on behalf of
Complainant.)

SULLIVAN REPORTING CO., by
Laurel Patkes, Reporter
CSR #084-001340

1 APPEARANCES: (CONT' D.)

2 EDWARD FITZHENRY
3 1901 Chouteau Ave.
4 St. Louis, Missouri 63103

5 (Appearing on behalf of Central
6 Illinois Public Service
7 Company.)
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1 JUDGE YODER: Anyone else wishing to enter
2 their appearance in this docket?

3 Let the record reflect no response.

4 We're here for a first hearing on the
5 complaint filed by Mr. Brown, and I believe Ameren
6 has some clarifying questions.

7 Mr. Brown, let me ask you, what is
8 your position with Hart's, Inc., the name you filed
9 for the complaint?

10 MR. BROWN: Our position right now is we have
11 no idea what --

12 JUDGE YODER: No, no. I'm sorry. I meant like
13 are you the president of it or the secretary?

14 MR. BROWN: Yes.

15 JUDGE YODER: Okay. So you're president, and
16 it is a corporation, is that right?

17 MR. BROWN: Yes.

18 JUDGE YODER: Okay.

19 Mr. Fitzhenry, do you have some
20 questions about the complaint?

21 MR. FITZHENRY: Yes, Your Honor.

22 Mr. Brown, I just want to be sure I

1 understand the nature of your complaint, so bear with
2 me.

3 Is it your concern that the premises
4 in question should be served as a commercial premise
5 or residential premise?

6 MR. BROWN: Residential.

7 MR. FITZHENRY: Okay. And then help me better
8 understand your concerns regarding the meters being
9 exchanged in and out.

10 MR. BROWN: Okay. Somehow one of your
11 employees is reversing meters. We have had your
12 employees out here four times. I know they have been
13 been completely straightened out three. We have
14 renumbered apartments twice so they match your
15 apartments with your employees here. They now wish
16 for us to renumber them a third time, and I refuse to
17 renumber my apartment a third time.

18 MR. FITZHENRY: Okay. And then you also
19 contend that as a result of the nature of the service
20 that you're taking as well as these meters being
21 exchanged in and out that there's a bill of credit
22 due you?

1 MR. BROWN: For sure.

2 MR. FITZHENRY: Okay. Thank you. That's very
3 helpful.

4 JUDGE YODER: Okay. Mr. Brown, before we get a
5 date, my copy is not real clear. You're indicating
6 the service addresses that you're complaining about
7 are I believe 129 North Pearl, Apartment A and B, and
8 then 137 North Pearl, and I'm not sure, it looks like
9 a 1, 3 and a B, but that doesn't sound right.

10 MR. BROWN: Okay. It's going to be 129,
11 Apartment A and B.

12 JUDGE YODER: And that's the North Pearl Street
13 address?

14 MR. BROWN: Yes.

15 JUDGE YODER: Okay.

16 MR. BROWN: There is a question from the owner.
17 There's 129, Unit 1. The owner has got a question
18 for me to ask you on that which is just a
19 clarification question.

20 Then there is meters for 137 North
21 Pearl, Apartments A and B, and apartments 1, 2, and
22 3.

1 JUDGE YODER: Okay. My copy isn't exceedingly
2 clear here.

3 Okay. Mr. Fitzhenry, based on that,
4 is Ameren prepared to file an answer?

5 MR. FITZHENRY: We'll file an answer within two
6 weeks, Judge.

7 JUDGE YODER: Okay. And that would be by
8 December 11th?

9 MR. FITZHENRY: Correct.

10 JUDGE YODER: All right. So, Mr. Brown, Ameren
11 will file a written formal answer to the complaint by
12 December 11th, and, Mr. Fitzhenry, you indicated
13 before we went on the record, Ameren intended to
14 request some additional information from Mr. Brown
15 regarding the question?

16 MR. FITZHENRY: That's correct.

17 JUDGE YODER: How long do you think -- 28 days,
18 or do you need a little bit more than that?

19 MR. FITZHENRY: That would be fine.

20 JUDGE YODER: Okay. So we would look at
21 shortly after that, Mr. Brown, to come back after you
22 guys have had a chance to exchange any information

1 for the continued status hearing which puts us into
2 just right between Christmas and New Year's, so
3 maybe, how are January 2nd or 3rd, Mr. Fitzhenry and
4 Mr. Brown?

5 MR. FITZHENRY: I prefer January 3rd, Judge.

6 JUDGE YODER: Okay. Mr. Brown, is January 3rd
7 okay with you?

8 MR. BROWN: Yeah, January 3rd would be fine.

9 JUDGE YODER: Okay. 10 o'clock also? Is that
10 fine?

11 MR. BROWN: That's fine.

12 JUDGE YODER: Does that work for you,
13 Mr. Fitzhenry?

14 MR. FITZHENRY: Yes, it does, and I'll be happy
15 to arrange for a phone number.

16 JUDGE YODER: Okay. So, Mr. Brown, assuming
17 you don't have objection, that next hearing will also
18 be similar to this, and the parties would be able to
19 call in and not travel to Springfield. Is that okay
20 with you?

21 MR. BROWN: That is okay with me.

22 JUDGE YODER: Okay. The next question I have,

1 kind of a housekeeping question, Mr. Brown, here at
2 the Commission we do a lot of exchange of information
3 and service by e-mail.

4 Do you have an e-mail address?

5 MR. BROWN: Yes.

6 JUDGE YODER: And would you be willing to
7 accept service of papers from Ameren and the clerk's
8 office by e-mail?

9 MR. BROWN: That would be fine.

10 JUDGE YODER: Okay.

11 MR. BROWN: My e-mail address is going to be
12 brownrobh@aol.com.

13 JUDGE YODER: Okay. No periods or anything in
14 brownrobh@aol.com?

15 MR. BROWN: Correct.

16 JUDGE YODER: All right. I will indicate to
17 the clerk's office then that is your e-mail address,
18 that they can serve notices or any papers to that
19 address, and if anything should change, if you could
20 let myself, Mr. Fitzhenry, and the clerk's office
21 know if for some reason you change your e-mail
22 address or anything like that, all right?

1 MR. BROWN: Okay. That will be fine.

2 JUDGE YODER: Okay. Anything else to address

3 today before we go off the record, Mr. Fitzhenry?

4 MR. FITZHENRY: Nothing, Judge.

5 JUDGE YODER: Okay. Mr. Brown, anything else?

6 MR. BROWN: I do have one question which I'm

7 going to try and clear up here to save me a phone

8 call which is for Mr. Fitzhenry.

9 We have got disconnection notice for

10 129, Unit A. Can you take care of that for us?

11 MR. FITZHENRY: I'll look into it.

12 MR. BROWN: Okay. Thank you.

13 JUDGE YODER: Okay. If there's nothing else

14 then, we'll adjourn for today, and we will return

15 back on January 3, 2008, at 10 a.m.

16 (Whereupon the hearing was

17 continued to January 3, 2008 at

18 10:00 a.m.)

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